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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MANJAN CHOWDHURY, Individually
and On Behalf of All Others Similarly
Situating,

Plaintiff,

v.

PLAYAGS, INC., DAVID LOPEZ, and
KIMO AKIONA,

Defendants.

ANDREW MILLER, Individually
and On Behalf of All Others Similarly
Situating,

Plaintiff,

v.

PLAYAGS, INC., DAVID LOPEZ, and
KIMO AKIONA,

Defendants.

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Case No. 2:20-cv-01209-JCM-NJK

CLASS ACTION

**ORDER GRANTING
MOTION FOR APPOINTMENT AS LEAD
PLAINTIFF AND SELECTION OF LEAD
COUNSEL**

Case No. 2:20-cv-01428-JAD-EJY

OKLAHOMA POLICE PENSION AND
RETIREMENT SYSTEM, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

PLAYAGS, INC., DAVID LOPEZ, KIMO
AKIONA, DAVID SAMBUR, DANIEL
COHEN, ERIC PRESS, YVETTE
LANDAU, ADAM CHIBIB, GEOFF
FREEMAN, CREDIT SUISSE
SECURITIES (USA) LLC, DEUTSCHE
BANK SECURITIES INC., JEFFERIES
LLC, MACQUARIE CAPITAL (USA)
INC., MERRILL LYNCH, PIERCE,
FENNER & SMITH INCORPORATED,
CITIGROUP GLOBAL MARKETS INC.,
STIFEL, NICOLAUS & COMPANY
INCORPORATED, SUNTRUST
ROBINSON HUMPHREY, INC.,
NOMURA SECURITIES
INTERNATIONAL, INC., ROTH
CAPITAL PARTNERS, LLC, UNION
GAMING SECURITIES LLC, THE
WILLIAMS CAPITAL GROUP, L.P.,
APOLLO GLOBAL SECURITIES, LLC,
MORGAN STANLEY & CO LLC,
APOLLO GLOBAL MANAGEMENT,
LLC, APOLLO GAMING HOLDINGS,
L.P., APOLLO INVESTMENT FUND VIII,
L.P., and AP GAMING VOTECO, LLC

Defendants.

Case No. 2:20-cv-01443-GMN-NJK

1 Having considered the Motion of Oklahoma Police Pension and Retirement System
2 (“Oklahoma Police”) for Consolidation, Appointment as Lead Plaintiff and Approval of
3 Selection of Counsel (the “Motion”):

4 **IT IS HEREBY ORDERED THAT:**

5 1. The Motion is granted.
6 2. The above-captioned actions are consolidated for all purposes (the “Action”).
7 This Order (the “Order”) shall apply to the Action and to each case that relates to the same
8 subject matter that is subsequently filed in this Court or is transferred to this Court, and is
9 consolidated with the Action.

10 **I. MASTER DOCKET AND MASTER FILE**

11 3. A Master Docket and Master File shall be established for the Action. The Master
12 File shall be captioned *In re PlayAGS, Inc. Securities Litigation*, No. 20-cv-01209 (D. Nev.). All
13 orders, pleadings, motions and other documents shall, when filed and docketed in the Master
14 File, be deemed filed and docketed in each individual case to the extent applicable. When an
15 order, pleading, motion or document is filed with a caption indicating that it is applicable to
16 fewer than all of these consolidated actions, the Clerk shall file such pleadings in the Master File
17 and note such filing in the Master Docket and in the docket of each action referenced.

18 4. When a case that arises out of the same subject matter of the Action is hereinafter
19 filed in this Court or transferred from another court, the Clerk of this Court shall:

- 20 a. File a copy of this Order in the separate file for such action;
21 b. Mail a copy of this Order to the attorney for the plaintiff(s) in the newly-filed
22 or transferred case and to any new defendant(s) in the newly-filed or
23 transferred case; and
24 c. Make the appropriate entry in the Master Docket for the Action.

25 5. Each new case that arises out of the subject matter of the Action which is filed in
26 this Court or transferred to this Court, shall be consolidated with the Action and this Order shall
27 apply thereto, unless a party objects to consolidation, as provided for herein, or any provision of
28 this Order, within ten (10) days after the date upon which a copy of this Order is served on

1 counsel for such party, by filing an application for relief and this Court deems it appropriate to
2 grant such application. Nothing in the foregoing shall be construed as a waiver of the
3 Defendants' right to object to consolidation of any subsequently-filed or transferred related
4 action.

5 **II. APPOINTMENT OF LEAD PLAINTIFF AND LEAD COUNSEL**

6 6. Oklahoma Police is appointed to serve as Lead Plaintiff in the Action pursuant to
7 15 U.S.C. § 78u-4(a)(3)(B).

8 7. Oklahoma Police's selection of Labaton Sucharow as Lead Counsel for the Class
9 is approved pursuant to 15 U.S.C. § 78u-4(a)(3)(B)(v). Lead Counsel shall have the authority to
10 speak for all Plaintiffs and Class members in all matters regarding the litigation, including, but
11 not limited to, pre-trial proceedings, motion practice, trial, and settlement. Lead Counsel shall
12 make all work assignments in such a manner as to facilitate the orderly and efficient prosecution
13 of this litigation, and to avoid duplicative or unproductive effort. Additionally, Lead Counsel
14 shall have the following responsibilities:

- 15 a. to brief and argue motions;
- 16 b. to initiate and conduct discovery, including, but not limited to, coordination of
17 discovery with Defendants' counsel, and the preparation of written
18 interrogatories, requests for admissions, and requests for production of
19 documents;
- 20 c. to direct and coordinate the examination of witnesses in depositions;
- 21 d. to act as spokesperson at pretrial conferences;
- 22 e. to initiate and conduct any settlement negotiations with Defendants' counsel;
- 23 f. to consult with and employ experts;
- 24 g. to receive and review periodic time reports of all attorneys on behalf of
25 Plaintiffs, to determine if the time is being spent appropriately and for the
26 benefit of Plaintiffs, and to determine and distribute Plaintiffs' attorneys' fees;
27 and

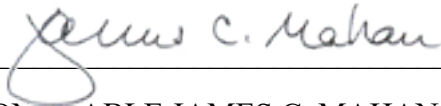
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h. to perform such other duties as may be expressly authorized by further order
of this Court.

8. Oklahoma Police’s selection of Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP
as Liaison Counsel to the Class is approved.

IT IS SO ORDERED.

DATED: October 28, 2020


HONORABLE JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE
DISTRICT OF NEVADA